IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH AGRAHAYANA,2007

Bail Appl..No. 7748 of 2006()

Crime No.164/06 of Vellarikundu Police Station

: PETITIONERS/ACCUSED:

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1. THOMASKUTTY, AGED 54 YEARS,
RESIDING AT MADATHIKAT KUNNEL,
VELLARIKUNDU, VELLARIKUNDU P.O.,
KASARAGOD DISTRICT.

2. JINSMON, AGED 25 YEARS,
RESIDING AT VELLARIKUND, VELLARIKUND P.O.,
KASARGOD DISTRICT.

3. JOSEKUTTY, AGED 28 YEARS,
RESIDING AT PULIYANKUNNEL HOUSE,
VELLARIKUND, KASARGOD DISTRICT.

4. RAMESAN, AGED 29 YEARS,
OZHUKAYIL HOUSE, KALLANCHIRA, KANAKAPALLY P.O.,
KASARGOD DISTRICT.

5. SHIJU JOSE, AGED 29 YEARS,
S/O.JOSE, PUNNEKUNNEL P.O.,
KASARGOD DISTRICT.

BY ADV. SRI.T.MADHU

RESPONDENT: COMPLAINANT:

THE STATION HOUSE OFFICER,
VELLARIKUNDU POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No.7748 of 2006

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Dated this the 3rd day of January, 2007.

ORDER

Petitioners, who are accused Nos. 1 to 5 in Crime No.164 of 2006 of Vellarikundu Police Station for offences punishable under Sections 143, 147, 148, 341, 323 and 324 read with Section 149 I.P.C. and Section 3(1)(x) of the SC/ST Prevention of Atrocities Act, 1989, seek anticipatory bail.

2. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioners should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.Ramkukmar,
Judge.

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